

Pushpa Raikwar Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Jun-20-2012

Appellant : Pushpa Raikwar

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. S.K. Jain

Judgement :

W.P.

No.

8647/2012 (Pushpa Raikwar Vs.

State of MP and another) 20.06.2012 Heard Shri S.K.

Jain, learned counsel for the petitioner and Shri S.S.

Bisen, learned G.A.

for the State on the question of admission and interim relief.

The petitioner has filed this petition being aggrieved by the tender notice dated 18.05.2012 issued by the respondent no.2 proposing to auction the right to establish Public Service Centre at Vijayraghavgarh District Katni on the ground that the petitioner is already running the same since 10.12.2010 under the contract

with the respondent no.2.

It is submitted by the learned counsel for the petitioner that the petitioner has already filed a representation before the Collector, Katni on 12.06.2012 against issuance of the tender notice but no heed thereon has been paid till date.

The learned Government Advocate appearing for the State submits that the representation of the petitioner shall be considered by the respondent no.2, the Collector, Katni before proceeding further with the tender notice.

In view of the aforesaid without entering into the merits of the case the petition filed by the petitioner is disposed of with a direction to the respondent no.2 to consider and decide the representation of the petitioner before proceeding any further in the matter, in case the petitioner furnishes a copy of the order passed today and a copy of the petition by 21st of June, 2012 before the Collector, Katni.

However, it is made clear that this court has not expressed any opinion on the merits of the case and therefore the authority would be at liberty to examine the matter keeping all facts and facets into consideration and thereafter either accept or reject the representation by passing a reasoned order.

With the aforesaid direction the petition, filed by the petitioner stands disposed of.

C.C today.

(R.

S.

JHA) JUDGE msp

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